

Serial No.: 10/565,878

1AP13 Rec'd PCT/PTO 08 FEB 2007

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I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below with sufficient postage as first class mail in an envelope addressed to: United States Patent and Trademark Office, Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 2/5/07

Sig.: Marjorie Scariati  
Marjorie Scariati

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Bernd Fröhlich et al.

U.S. Appln No.: 10/565,878

Int'l Filing Date: 07/22/2004

Int'l Appln No.: PCT/EP2004/008193

For: DATA RECORDING DEVICE FOR DATA PROCESSING UNITS

Examiner: Unassigned

Group Art Unit: Unassigned

Confirmation No.: 8078

Docket No. : 2051/113

Commissioner for Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

**PETITION UNDER 1.136(a) AND RESPONSE TO NOTIFICATION OF MISSING  
REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

In response to the Notification of Missing Requirements mailed November 3, 2006, copy enclosed, filed herewith is a copy of the signed Declaration originally filed in the corresponding PCT application by the applicant's German attorney, Christoph Engel.

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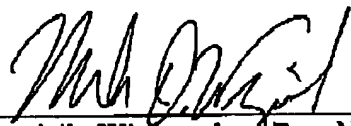
As noted in the upper right-hand corner of the Declaration, the Declaration was identified as being directed toward PCT International Application PCT/EP2004/008193, however, Mr. Engel inadvertently omitted the PCT Int'l Application number on the form itself, instead entering only "PCT/EP" in the space provided. The PCT application number has now been entered on the form as required, along with the filing date of the PCT international application and corresponding US application number.

As the executed Declaration is now in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date, the undersigned submits that all application requirements are complete and a Notice of Acceptance is respectfully requested.

**FEES**

The Commissioner is hereby authorized to charge the \$60 one-month extension fee, and any additional fees that may be due as a result of this Response, to the undersigned attorney's PTO Deposit Account No. 50-1047.

Respectfully submitted:

by   
Mark D. Wiczorek Reg. No. 37,966  
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01 FC:2251 60.00 DA



## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/565,878	Bernd Frohlich	2051/113

27774  
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 2ND FLOOR  
 WESTFIELD, NJ 07090

INTERNATIONAL APPLICATION NO.	
PCT/EP04/08193	
I.A. FILING DATE	PRIORITY DATE
07/22/2004	07/22/2003

CONFIRMATION NO. 8078

## 371 FORMALITIES LETTER



\*OC000000021084582\*

Date Mailed: 11/03/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/23/2006
- Copy of the International Search Report filed on 01/23/2006
- Preliminary Amendments filed on 01/23/2006
- Information Disclosure Statements filed on 09/28/2006
- Small Entity Statement filed on 01/23/2006
- U.S. Basic National Fees filed on 01/23/2006
- Priority Documents filed on 01/23/2006
- Specification filed on 01/23/2006
- Claims filed on 01/23/2006
- Abstracts filed on 01/23/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

PATRICIA A BOOKER

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/565,878	PCT/EP04/08193	2051/113